

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, August 5, 2008, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Vice Chairman
Brad Molnar, Commissioner via telephone
Robert H. Raney, Commissioner
Ken Toole, Commissioner

APPEARANCE

Scott Fabel, Utility Division

(277) In the matter of Citizens Telecommunications N2008.7.82: On July 22, 2008, Citizens Telecommunications filed Advice Letter No. MT-08-05, Allowance for Interruptions. The purpose of this filing is to modify the general regulation for allowance for interruptions to comply with Commission rules. The company requests an effective date of August 21, 2008.

Commissioner Toole moved to approve Citizens' Advice Letter No. MT-08-05 in Docket N2008.7.82. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(278) In the matter of T-08.27.ST: On June 9, 2008 Sure-Way Transportation, Inc., Deer Lodge, Montana filed an application to transfer PSC No. 9342 to Stericycle, Inc., Lake Forest, Illinois. The sale was noticed to the public on July 10, 2008 and no protests were received.

Commissioner Mood moved to approve the sale and transfer as requested. Commissioner Toole seconded the motion, which passed unanimously.

(279) In the matter of T-08.28.ST: On June 16, 2008 Stanford H. Smith dba Floaters, Bozeman, Montana filed an application to transfer PSC No. 9463 to Floaters Shuttle Service LLC, Bozeman, Montana. The sale was noticed to the public on July 10, 2008 and no protests were received.

Commissioner Raney moved to approve the sale and transfer as requested. Commissioner Toole seconded the motion, which passed unanimously.

(280) In the matter of TN2399: Harry C. Martz dba Martz' Garbage Service, Butte, Montana requests permission to lease PSC No. 2523 to McGree Trucking, Inc., Butte, Montana for a six month period, August 5, 2008 to February 5, 2009.

Commissioner Raney moved to approve the lease as requested. Commissioner Mood seconded the motion, which passed unanimously.

(281) In the matter of TN2400: AA Moving, Storage & Transfer LLC, Whitefish, Montana requests permission to lease PSC No. 408 to AA Moving, Storage & Transfer, Inc., Whitefish, Montana for a two month period, August 5, 2008 to October 5, 2008.

Commissioner Toole moved to approve the lease as requested. Commissioner Mood seconded the motion which, passed unanimously.

(282) In the matter of TN2401: Town Taxi, Inc., Havre, Montana, PSC No. 9436, requests a fuel surcharge of \$1.00 per fare on their passenger operations. The fuel surcharge, if approved, would be in effect for the period August 6, 2008 to November 4, 2008.

Commissioner Jergeson moved to approve the fuel surcharge as requested. Commissioner Raney seconded the motion, which passed unanimously.

(283) In the matter of TN2402: Flathead Area Custom Transportation, Inc., dba Kalispell Taxi and Airport Shuttle Service, Kalispell, Montana, requests permission to lease PSC No. 56 to Glacier Country Transportation Center LLC, Kalispell, Montana for a six month period, August 5, 2008 to February 5, 2009.

Commissioner Toole moved to approve the lease as requested. Commissioner Raney seconded the motion, which passed unanimously.

(284) In the matter TN2403: Flathead Area Custom Transportation, Inc., dba Kalispell Taxi and Airport Shuttle Service, Kalispell, Montana requests permission to lease PSC No. 9364 to Glacier County Transportation Center LLC, Kalispell, Montana for a six month period, August 5, 2008 to February 5, 2009.

Commissioner Toole move to approve the lease as requested. Commissioner Raney seconded the motion, which passed unanimously.

(285) In the matter of the Commission Minutes for the week of July 28, 2008:

Commissioner Toole moved to approve the Commission Minutes for the week of July 28, 2008. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Mike Lee, Utility Division

(286) In the matter of the Commission's discussion of N2008.7.90: Annual Certification of Eligible Telecommunications Carriers (ETCs):

Commissioner Raney moved to issue the two draft letters to the ETCs with the response date of September 5, 2008. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Kim Moran, Utility Division

(287) In the matter of the Commission's discussion of D2006.1.2 Montana-Dakota Utilities: AARP complaint against MDU involving gas and electric USB charges:

Commissioner Mood moved to approve the final draft of the Order on the Stipulation in Docket D2006.1.2, with the removal of paragraph 12 and the renumbering of subsequent paragraphs and subject to minor edits. Commissioner Raney seconded the motion, which passed 4 to 1. Commissioner Molnar voted no.

APPEARANCE

Al Brogan, Legal Division

(288) In the matter of the Commission's discussion of D2008.6.69 NorthWestern Corporation: In the matter of the application by NorthWestern Corporation for approval of its Interest in Colstrip Unit 4 as an Electricity Supply Resource under certain terms and conditions including certain treatment of Net Operating Losses.

Commissioner Molnar moved to deny NorthWestern Energy's Motion for Reconsideration of the order of the Commission requiring disclosure of certain bid information related to unsuccessful bids in Docket D2008.6.69. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Jim Paine, Legal Division

(289) In the matter of the Commission's discussion of T-07.39.OTSC: Commission Show Cause Order on Victor Pizzola dba Valley Taxi. Pizzola's Motion for Reconsideration.

Commissioner Mood moved to approve the order to deny Victor Pizzola's Motion for Reconsideration. Commissioner Toole seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGSON, Chairman

DOUG MOOD, Vice Chairman

BRAD MOLNAR, Commissioner

ROBERT H. RANEY, Commissioner

KEN TOOLE, Commissioner

ATTEST:

Judy Scheier
Assistant Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, August 7, 2008, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Vice Chairman
Brad Molnar, Commissioner via telephone
Robert H. Raney, Commissioner via telephone

Commissioner Ken Toole was absent, but gave his proxy to Commissioner Jergeson.

APPEARANCE
Mike Lee, Utility Division

(290) In the matter of the Commission's discussion of D2008.1.6 Qwest Corporation: PSC investigation of Qwest Corporation regarding the Justness and Reasonableness of Rates, Schedules and Terms and Conditions of Service, the Alternative Form of Regulation (AFOR) docket.

Commissioner Raney moved to approve the additional issue in the issuance of the Notice of Commission Action. Commissioner Mood seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGESON, Chairman

DOUG MOOD, Vice Chairman

BRAD MOLNAR, Commissioner

ROBERT H. RANEY, Commissioner

KEN TOOLE, Commissioner

ATTEST:

Judy Scheier
Assistant Commission Secretary

(SEAL)